

Order

**Michigan Supreme Court
Lansing, Michigan**

October 31, 2005

127793 & (16)

PEOPLE OF THE STATE OF MICHIGAN,
Plaintiff-Appellee,

v

DOUGLAS ALAN WORTINGER,
Defendant-Appellant.

Clifford W. Taylor,
Chief Justice

Michael F. Cavanagh
Elizabeth A. Weaver
Marilyn Kelly
Maura D. Corrigan
Robert P. Young, Jr.
Stephen J. Markman,
Justices

SC: 127793
COA: 256347
Kalamazoo CC: 98-000394-FC

On order of the Court, the application for leave to appeal the December 16, 2004 order of the Court of Appeals is considered, and it is DENIED, because the defendant has failed to meet the burden of establishing entitlement to relief under MCR 6.508(D). The motion to remand is also considered, and it is DENIED.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 31, 2005

Corbin R. Davis

Clerk